



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Docket No: Q78586

Toru MATSUMOTO, et al.

Appln. No.: 10/718,729

Group Art Unit: 1645

Confirmation No.: 1837

Examiner: Naff, David M

Filed: November 24, 2003

For: ENZYME ELECTRODE AND PROCESS FOR MANUFACTURING THE SAME

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

This responds to the Restriction Requirement, dated June 19, 2006. In response to the Restriction Requirement, Applicant elects Group I, claims 1-7, 16-23 and 28 for examination. This election is made with traverse.

The basis of traversal is that Group II, claims 8-15 and 28 should be included with Group I, claims 1-7, 16-23 and 28. Applicants respectfully submit that the enzyme electrode recited in any one of Claims 8-15 and 28 is a specific embodiment of the invention recited in Claim 1. The enzyme electrode recited in Claim 8 is an enzyme electrode with the elements of Claim 1 and further comprising an electrode protective layer covering the portion of electrode; a binding layer comprising a silane-containing compound, which is formed on the electrode protective layer; and an ion-exchange resin film layer formed on the binding layer. Claims 9-15 and 28 depend directly or indirectly from Claim 8.

Hence, the search and examination of the claims in Groups I and II together will not also be a serious burden as compared to the search and examination of elected Group I alone. The patentability of claims in Group I should also provide for the patentability of the claims in Group

RESPONSE TO RESTRICTION REQUIREMENT

Appln. No.: 10/718,729

Docket No: Q78586

II, as Group II contains Claim 8 and the other claims in Group II depend directly or indirectly from Claim 8.

Applicant reserves the right to file a Divisional Application directed to the non-elected claims.

The USPTO is directed and authorized to charge all required fees, except for the Issue Fee and the Publication Fee, to Deposit Account No. 19-4880. Please also credit any overpayments to said Deposit Account.


Respectfully submitted,

SUGHRUE MION, PLLC
Telephone: (202) 293-7060
Facsimile: (202) 293-7860

WASHINGTON OFFICE

23373

CUSTOMER NUMBER


Ken Sakurabayashi
Registration No. 58,490

Date: July 19, 2006